

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 WADE ALAN KNIGHT,

4 Plaintiff

Case No. 3:19-cv-00213-MMD-WGC

ORDER

5 v.

6 ELKO COUNTY SHERIFF, et al.,

7 Defendants
8

9 **I. DISCUSSION**

10 Plaintiff, who is an inmate at the Elko County Jail, has filed an application to
11 proceed *in forma pauperis*. (ECF No. 1). Plaintiff has not filed a complaint in this matter.

12 Pursuant to Federal Rule of Civil Procedure 3, “[a] civil action is commenced by
13 filing a complaint with the court.” Fed. R. Civ. P. 3. As such, the Court grants Plaintiff
14 thirty (30) days from the date of this order to submit a complaint to this Court. The Court
15 will defer a decision on the application to proceed *in forma pauperis* until Plaintiff submits
16 a proper initiating document for this case.

17 **II. CONCLUSION**

18 For the foregoing reasons, IT IS ORDERED that a decision on the application to
19 proceed *in forma pauperis* (ECF No. 1) is deferred.

20 IT IS FURTHER ORDERED that Plaintiff shall submit a complaint to this Court
21 within thirty (30) days from the date of this order.

22 IT IS FURTHER ORDERED that the Clerk of the Court shall send to Plaintiff the
23 approved form for filing a 42 U.S.C. § 1983 complaint and instructions for the same.

24 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,
25 dismissal of this action may result.

26 DATED: April 30, 2019.

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28 UNITED STATES MAGISTRATE JUDGE